LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS

7500 Odawa Circle Harbor Springs, MI 49740

CERTIFIED MOTION # 082114-08

Request for Trust Acquisition of "Mackinaw 42-03-13-400-011" Parcel in Emmet County, Michigan

- WHEREAS the Secretary of the Interior is generally authorized to accept land into trust for the Little Traverse Bay Bands of Odawa Indians ("LTBB" or "Tribe") under the Indian Reorganization Act, 25 U.S.C. § 465, as expressly made applicable to LTBB under 25 U.S.C. § 1300k-2(a), and specifically mandated to accept transfer of lands in trust for LTBB within Emmet and Charlevoix Counties, Michigan under 25 U.S.C. § 1300k-4(a);
- WHEREAS the Little Traverse Bay Bands of Odawa Indians possesses clear title in fee by virtue of the warranty deed recorded at Liber 1168 Page 122, Emmet County Register of Deeds, to the parcel in Emmet County, Michigan described therein as:

The following lands situated in the Village of Mackinaw City, County of Emmet, and the State of Michigan, to wit:

PT OF SE 1/4 OF SE 1/4, COM AT A PT ONE SEC LN 400 FT S OF NE COR OF SE 1/4 OF SE 1/4, TH W 379.5 FT TO E LN OF CONSUMERS POWER EASEMENT TH S 300 FT TO POB, TH CONT S 120 FT, W 100 FT, N ALG W LN OF EASEMENT 100 FT, E TO POB. SECTION 13, T39N, R4W.

Tax Parcel No. 42-03-13-400-011

which description may be subject to technical correction during the trust application process;

- WHEREAS LTBB desires to transfer title of this parcel from LTBB to the United States of America in trust for the Tribe;
- WHEREAS although this acquisition is mandatory, for informational purposes LTBB notes that the parcel is contiguous with surrounding LTBB trust parcels along Nicolet Street in Mackinaw City, MI that LTBB acquired for economic development purposes.

THEREFORE BE IT RESOLVED:

1. that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept the above described parcel in trust for the Little Traverse Bay

Bands of Odawa Indians;

- 2. that the general counsel is directed to prepare the trust application and all supporting documentation, and the Executive Branch is authorized to take all necessary steps to complete the Trust acquisition, including but not limited to entering into an escrow agreement to guaranty payment of any taxes that may become due after the date of trust acceptance; and
- 3. that the Tribal Council Treasurer is authorized, by and on behalf of the Little Traverse Bay Bands of Odawa Indians, to execute a warranty deed for the parcel described above transferring title from the Tribe to the United States of America in trust for the Little Traverse Bay Bands of Odawa Indians.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 21, 2014 at which a quorum was present, by a vote of <u>7</u> in favor, <u>0</u> opposed, <u>0</u> abstentions, <u>2</u> absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: <u>6-21-14</u>

Date: 8-31-14

Regina C. Bentley, Legislative Leader

Julie Shananaquet, Secretary